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**FILED**

MAY 1 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

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**MAY - 6 2008**

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND  
UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

NATIVE VILLAGE OF KIVALINA and CITY OF  
KIVALINA,

Plaintiff,

v.

EXXONMOBIL CORPORATION; BP P.L.C.;  
BP AMERICA, INC.; BP PRODUCTS NORTH  
AMERICA, INC.; CHEVRON CORPORATION;  
CHEVRON U.S.A., INC.; CONOCOPHILLIPS  
COMPANY; ROYAL DUTCH SHELL PLC;  
SHELL OIL COMPANY; PEABODY ENERGY  
CORPORATION; THE AES CORPORATION;  
AMERICAN ELECTRIC POWER COMPANY,  
INC.; AMERICAN ELECTRIC POWER SERVICES  
CORPORATION; DTC ENERGY COMPANY;  
DUKE ENERGY CORPORATION; DYNEGY  
HOLDINGS, INC.; EDISON INTERNATIONAL;  
MIDAMERICAN ENERGY HOLDINGS COMPANY;  
MIRANT CORPORATION; NRG ENERGY;  
PINNACLE WEST CAPITAL CORPORATION;  
RELIANT ENERGY, INC.; THE SOUTHERN  
COMPANY; AND XCEL ENERGY, INC.,

Defendants.

Case No. C 08-01138 SBA

**[PROPOSED] ORDER GRANTING  
APPLICATION FOR ADMISSION  
OF MICHAEL B. GERRARD *PRO HAC VICE***

1 Michael B. Gerrard, an active member in good standing of the bar of the State of New York  
2 and admitted to practice before all courts of the State of New York, whose business address and  
3 telephone number is ARNOLD & PORTER LLP, 399 Park Avenue, New York, NY 10022-4690;  
4 Telephone: 212.715.1000, having applied in the above-entitled action for admission to practice in  
5 the Northern District of California on a *pro hac vice* basis, representing Defendants BP America  
6 Inc. and BP Products North America Inc.,

7 IT IS HEREBY ORDERED THAT the application is granted, subject to the terms and  
8 conditions of Civil L.R. 11-3. All papers filed by the attorney must indicate appearance *pro hac*  
9 *vice*. Service of papers upon and communication with co-counsel designated in the application will  
10 constitute notice to the party. All future filings in this action are subject to the requirements  
11 contained in General Order No. 45, *Electronic Case Filing*.

12 Dated: 5-8-08  
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16 THE HON. SAUNDRA B. ARMSTRONG  
UNITED STATES DISTRICT COURT JUDGE

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**CERTIFICATE OF SERVICE**

STATE OF CALIFORNIA )  
COUNTY OF LOS ANGELES ) ss

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 777 South Figueroa Street, 44th Floor, Los Angeles, California 90017-5844.

On May 5, 2008, I served the foregoing document described as:

**[PROPOSED] ORDER GRANTING APPLICATION FOR ADMISSION OF  
MICHAEL B. GERRARD *PRO HAC VICE***

- ☒ by placing true copies thereof enclosed in sealed envelopes addressed as stated on the attached mailing list.
- ☒ **BY MAIL** I placed such envelope with postage thereon prepaid in the United States Mail at 777 South Figueroa Street, 44th Floor, Los Angeles, California 90017-5844. Executed on May 5, 2008 at Los Angeles, California.
- ☐ **BY FACSIMILE** The above-referenced document (together with all exhibits and attachments thereto) was transmitted via facsimile transmission to the addressee(s) as indicated on the attached mailing list on the date thereof. The transmission was reported as completed and without error. Executed on \_\_\_\_\_ at Los Angeles, California.
- ☐ **BY FEDERAL EXPRESS** I am readily familiar with Arnold & Porter LLP's business practices of collecting and processing items for pickup and next business day delivery by Federal Express. Under said practices, items to be delivered the next business day are either picked up by Federal Express or deposited in a box or other facility regularly maintained by Federal Express in the ordinary course of business on that same day with the cost thereof billed to Arnold & Porter LLP's account. I placed such sealed envelope for delivery by Federal Express to the offices of the addressee(s) as indicated on the attached mailing list on the date hereof following ordinary business practices. Executed on \_\_\_\_\_ at Los Angeles, California.
- ☒ **FEDERAL** I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

I declare under penalty of perjury that the foregoing is true and correct. Executed on May 5, 2008, at Los Angeles, California.

Paulie Davis

Paulie Davis  
Signature

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